IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

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WRIT PETITION NO : 21670 of 1995

Between:

N.S. Kutumba Rao, S/o. Sri Jagannadha Rao,
Amalapuram Sub-Court Premises, Amalapuram,
East Godavari District., Resident of Amalapuram. **..... PETITIONER**

AND

1.The District Registrar,
Registration and Stamps Dept.,

Rajahmundry Region,
Government of Andhra Pradesh,

Rajahmundry, E.G. Dist.,
2.The Sub-Registrar,
Registration and Stamps Dept.,

Government of Andhra Pradesh,
Amalapuram, East Godavari District. **.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or a direction, more particularly one in the nature of a writ of Certiorari (a) by calling for the records relating to and connected with the proceedings No.G2/SV/192-1/95 dated 14-8-1995 of the first respondent herein and quash or set aside the same, holding it as arbitrary, illegal, unjust and improper, (b) and consequently direct the respondents herein to allow the petitioner to carry on with vending of stamps at the Sub-Court premises, Amalapuram, East Godavari District.

Counsel for the Petitioner: MR.NOOTY RAM MOHAN RAO
Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

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THE HON'BLE SRI JUSTICE BILAL NAZKI

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WRIT PETITION NO.21670 OF 1995

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ORDER:

On various allegations, the respondent No.1 suspended the licence of the petitioner as a stamp vendor. The concluding portion of the order reads as under:

> "Now, therefore in exercise of the powers conferred by the under signed (Apointing authority) hereby place the said Sri N.S.Kutumba Rao, Stamp Vendor, Amalapuram under suspension from the date of communication of this order and he shall continue to be under suspension till further orders.

Since this order did not specify the period for which the licence has been suspended, therefore, it appears that the order was passed in contemplation of an enquiry. Because no period of suspension was specified, as such this order could not be termed as a final order. This Court while entertaining the writ petition on 27-9-1995, granted interim suspension. In this view of the matter, the petitioner is enjoying the licence for the last one decade.

In these circumstances, I dispose of the writ petition after hearing the parties and direct that the respondent no.1 shall pass final orders in the matter after giving an opportunity of being heard to the petitioner. No costs.

(Bilal Nazki, J)

9th September, 2004

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1.The District Registrar,
Registration and Stamps Dept.,

Rajahmundry Region,
Government of Andhra Pradesh,

Rajahmundry, E.G. Dist.,
2.The Sub-Registrar,
Registration and Stamps Dept.,

Government of Andhra Pradesh,
Amalapuram, East Godavari District.

3.Two CCs to the G.P. for Revenue,

High Court Buildings, High Court of A.P.,

Hyderabad (O.U.T.)

4.Two CD Copies.